IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated:- 09.11.2006

Coram:-

The Hon'ble Mr. Justice P.SATHASIVAM
and
The Hon'ble Mr. Justice S.TAMILVANAN

Writ Petition No.43013 of 2006
& MP No.1 of 2006

M/s Gulmohar Owners Association,
rep. by its president,
No.35, South Boag Road,
T.Nagar, Chennai-600 017. ... Petitioner

Vs.

1.The Member Secretary,
Chennai Metropolitan Development
Authority, Thalamuthu Natarajan
Building, Chennai-600 008.

2.The Senior Planner,
Enforcement Wing,
Chennai Metropolitan Development
Authority, Chennai-600 008.

3.The Commissioner,
Corporation of Chennai,
Rippon Building,
Chennai-3.

4.The Commissioner of Police,
Greater Chennai,
Egmore, Chennai-600 008. .. Respondent

Writ Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Mandamus directing the respondents to take appropriate action on the illegal, unauthorised encroachments made in the Gulmohar Apartments bearing old door No.15-B, New No.35, South Boag Road, T.Nagar, Chennai-600 017, based on the petitioner's representation dated 10.10.2006.

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For petitioner : Mr.S.Thirumavalavan
For respondents 1&2 : Mr.J.Ravindran
For 3rd respondent : Mr.A.Mohammed Gouse
For 4th respondent : Mr.P.Subramanian
Government Advocate

ORDER

(Order of the Court was made by P.SATHASIVAM, J.)

The petitioner, viz., M/s Gulmohar Owners Association, has approached this Court to issue a Writ of Mandamus directing the respondents to take appropriate action on the illegal, unauthorised encroachments made in the Gulmohar Apartments bearing old door No.15-B, New No.35, South Boag Road, T.Nagar, Chennai-600 017, based on the representation of the petitioner dated 10.10.2006.

2. On direction, Mr.J.Ravindran takes notice for respondents 1 and 2.

3. The relief as claimed by the petitioner cannot be granted by this Court at this juncture. However, in view of the fact that the petitioner Association has made a representation on 10.10.2006, which was duly acknowledged by respondents 1 to 3 and of the fact that the said representation is still pending, we are of the view that ends of justice would be met by directing the first respondent to consider and dispose of the said representation dated 10.10.2006 in accordance with law, within a period of six weeks from the date of receipt of a copy of this order.

4. The writ petition is disposed of accordingly. No costs. M.P.No.1 of 2006 is closed.

Sd/-
Asst. Registrar.

/true copy/

Sub Asst. Registrar.

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To

1.The Member Secretary,
Chennai Metropolitan Development
Authority, Thalamuthu Natarajan
Building, Chennai-600 008.

2.The Senior Planner,
Enforcement Wing,
Chennai Metropolitan Development
Authority, Chennai-600 008.

3.The Commissioner,
Corporation of Chennai,
Rippon Building,
Chennai-3.

4.The Commissioner of Police,
Greater Chennai,
Egmore, Chennai-600 008.

+ 1 CC To Mr. J.Ravindran, Advocate SR NO. 54109
+ 1 CC To Mr. S.Thirumavalavan, Advocate SR NO. 53602
+ 1 CC to the Addl. Government Pleader SR NO 53858

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Gp/16.11.

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